

Message Text

PAGE 01 STATE 065929
ORIGIN EUR-12

INFO OCT-01 ISO-00 FEA-01 AID-05 CEQ-01 CIAE-00
ERDA-07 COME-00 DODE-00 EB-08 EPA-04 INR-07 IO-13
L-03 NSF-02 NSC-05 NSAE-00 PM-04 USIA-15 OES-06
SS-15 SP-02 INT-05 /116 R

DRAFTED BY EUR/CAN:KKJONIEZ:L/EUR:KSGUDGEON:ED
APPROVED BY EUR/CAN;JHROUSE, JR.
US ARMY CORPS OF ENGRS:COL. CREEL
EPA:JBLANE
' -

-----250042Z 090641 /63

P 242249Z MAR 77
FM SECSTATE WASHDC
TO AMEMBASSY OTTAWA PRIORITY

UNCLAS STATE 065929

E.O. 11652: N/A

TAGS:SENV, CA

SUBJECT:FURTHER REGULATION OF THE GREAT LAKES: ADVISORY
BOARD TERMS OF REFERENCE

1. EMBASSY IS REQUESTED TO DELIVER THE FOLLOWING DRAFT
TERMS OF REFERENCE TO BRADY OR JUTZI AT EXTAF (GWU)
ASAP.

2. BEGIN TEXT: DEAR MR. CHANCE:
I REFER TO THE LETTERS OF THE GOVERNMENTS OF CANADA AND THE
UNITED STATES OF FEBRUARY 21, 1977, WHICH THANKED THE
INTERNATIONAL JOINT COMMISSION FOR ITS COMPREHENSIVE REPORT
ENTITLED "FURTHER REGULATION OF THE GREAT LAKES" (HEREIN-
AFTER "THE REPORT") AND OUTLINED TO THE COMMISSION THEIR
RESPONSES TO THIS REPORT. IN THESE THE GOVERN-
UNCLASSIFIED

PAGE 02 STATE 065929

MENTS RECOGNIZED THAT THE OBJECTIVE OF ENHANCED SYSTEMIC
STUDY OF THE BASIN SUGGESTS THE NEED FOR IMPROVED INSTITU-
TIONAL ARRANGEMENTS TO DEAL WITH CERTAIN MATTERS RELATED
TO GREAT LAKES LEVELS, UNDER THE AEGIS OF THE INTERNATIONAL
JOINT COMMISSION.

THE GOVERNMENTS HAVE GIVEN CAREFUL CONSIDERATION TO THE
COMMISSION'S SUGGESTION, CONTAINED IN THE REPORT AND
CLARIFIED IN ITS LETTER OF NOVEMBER 2, 1976, THAT THERE IS

A NEED FOR A NEW INSTITUTIONAL MECHANISM TO COORDINATE AND IMPLEMENT GREAT LAKES SYSTEM-WIDE REGULATION OF LEVELS. WE HAVE CONCLUDED THAT SINCE THE EXISTING BOARDS OF CONTROL ALREADY HAVE CONTINUING CONTACT WITH ONE ANOTHER AND SHARE COMMON MEMBERS, THEY ARE CAPABLE OF APPROPRIATE COORDINATION OF THEIR EFFORTS, UNDER THE COMMISSION'S DIRECTION, TO PROMOTE THE OBJECTIVE OF SYSTEMIC REGULATION UNDER PRESENT CIRCUMSTANCES, CONSISTENT WITH APPLICABLE ORDERS OF APPROVAL. THE GOVERNMENTS ARE CONCERNED THAT AN ADDITIONAL LEVELS REGULATION BOARD, INTERPOSED BETWEEN THE EXISTING BOARDS OF CONTROL AND THE COMMISSION, WOULD PRODUCE CONFUSION ABOUT AREAS OF RESPONSIBILITY AND CONTRIBUTE TO UNNECESSARY EXPENSE. AS FOR THE VARIOUS STUDY RESPONSIBILITIES THE COMMISSION ENVISAGED FOR A NEW LEVELS BOARD IN THE LETTER OF NOVEMBER 2, THE GOVERNMENTS, AS NOTED IN THEIR LETTERS OF FEBRUARY 21, BELIEVE THAT THE DEVELOPMENT OF NEW OR IMPROVED REGULATION PLANS FOR LAKES SUPERIOR AND ONTARIO SHOULD BE CARRIED OUT BY THE EXISTING BOARDS OF CONTROL UNDER THE DIRECTION OF THE COMMISSION. THE GOVERNMENTS UNDERSTAND THAT THE COMMISSION MAY ESTABLISH NEW, SEPARATE BOARDS TO CARRY OUT THE REFERENCES TO THE COMMISSION CONVEYED UNDER COVER OF THE GOVERNMENTS' FEBRUARY 21 LETTER.

THE GOVERNMENTS, HOWEVER, HAVE AGREED, PURSUANT TO ARTICLE IX OF THE BOUNDARY WATERS TREATY OF 1909, TO REQUEST THE UNCLASSIFIED

PAGE 03 STATE 065929

COMMISSION TO ESTABLISH AN ADVISORY BOARD TO ASSIST IT IN OBTAINING INFORMATION REGARDING A NUMBER OF MATTERS WHICH ARE RELATED TO THE COMMISSION'S CONTINUING RESPONSIBILITIES REGARDING MANAGEMENT OF THE IMPORTANT WATER RESOURCES OF THE LAKES. IN THIS CONNECTION, SUCH A NEW GREAT LAKES WATER RESOURCES ADVISORY BOARD COULD ASSIST THE COMMISSION IN NOTIFYING THE GOVERNMENTS REGARDING THE FOLLOWING MATTERS WHICH MIGHT HAVE A SIGNIFICANT IMPACT ON GREAT LAKES BASIN WATER SUPPLIES, LEVELS AND FLOWS:

1. STRUCTURAL IMPROVEMENTS AND DREDGING FOR NAVIGATIONAL PURPOSES;
2. PROPOSED PROGRAMS OF WINTER ICE MANAGEMENT FOR NAVIGATION AND OTHER PURPOSES;
3. POTENTIALLY SIGNIFICANT WEATHER MODIFICATION ACTIVITIES;
4. OTHER PROPOSED PUBLIC AND PRIVATE ACTIVITIES IN BOTH COUNTRIES WHICH POTENTIALLY ENTAIL A SIGNIFICANT IMPACT ON LEVELS AND FLOWS, AND INCLUDING SPECIFIC PROPOSED USES OF WATERS INVOLVING CONSUMPTION IN, OR DIVERSION INTO, WITHIN, OR OUT OF THE BASIN AFTER COMPLETION OF THE REFERENCE OF FEBRUARY 21, 1977 REGARDING SUCH USES;
5. UNMET NEEDS IN THE AREAS OF COMPARABLE DATA METHODOLOGY,

AND COLLECTION AND EXCHANGE OF INFORMATION WITH RESPECT

TO THE GREAT LAKES METEOROLOGICAL, HYDROLOGIC AND HYDRAULIC NETWORK IN CONNECTION WITH THE REFERENCE PRESENTED IN THE GOVERNMENTS' LETTERS OF FEBRUARY 21, 1977; AND, FURTHER

6. THE BOARD MIGHT ASSIST THE COMMISSION IN PROVIDING GOVERNMENTS WITH ADVICE AND RECOMMENDATION REGARDING PRACTICABLE METHODS OF INCREASING PUBLIC AWARENESS OF ISSUES CONCERNING GREAT LAKES SUPPLIES, LEVELS AND FLOWS, AND PUBLIC INVOLVEMENT IN ONGOING COMMISSION ACTIVITIES.

SHOULD THE COMMISSION NOTIFY THE GOVERNMENTS REGARDING ANY OF THE ABOVE MATTERS, THE GOVERNMENTS WILL CONSULT AND UNCLASSIFIED

PAGE 04 STATE 065929

CONSIDER WHETHER FURTHER ACTIVITY OF THE COMMISSION IS DESIRABLE PURSUANT TO A SPECIFIC REFERENCE.

IN CONSIDERING SUCH MATTERS, THE NEW ADVISORY BOARD SHOULD TAKE FULL ADVANTAGE OF THE WORK ALREADY DONE OR BEING DONE BY EXISTING BOARDS DEALING WITH GREAT LAKES MATTERS, WHETHER RELATED TO WATER LEVELS OR WATER QUALITY. THE GOVERNMENTS WISH TO REAFFIRM THEIR SUPPORT OF THE COMMISSION'S INTENTION TO PROVIDE FOR FULL PARTICIPATION BY THE GREAT LAKES STATES AND PROVINCES IN THE IMPORTANT

WORK OF THE COMMISSION RELATING TO LEVELS OF THE GREAT LAKES.

THE OCTOBER LETTERS OF THE GOVERNMENTS TO THE COMMISSION ALSO COMMENTED ON THE COMMISSION'S PROPOSAL OF AN EXPERIMENTAL PUBLIC ADVISORY PANEL TO BE ATTACHED TO THE INTERNATIONAL ST. LAWRENCE BOARD OF CONTROL. THE GOVERNMENTS OBSERVED AT THAT TIME THAT ENHANCED PUBLIC PARTICIPATION WOULD BE BETTER ACHIEVED THROUGH ATTACHING SUCH A PUBLIC ADVISORY PANEL EITHER TO THE COMMISSION ITSELF OR TO A NEW BOARD WITH BASIN-WIDE RESPONSIBILITIES. IN VIEW OF THE GOVERNMENTS' CONCLUSION THAT THE COMMISSION SHOULD ESTABLISH A NEW WATER RESOURCES ADVISORY BOARD SPECIFICALLY DESIGNED TO ADVISE THE COMMISSION ON BASIN-WIDE WATER LEVEL MATTERS, THE GOVERNMENTS BELIEVE THAT GREATER PUBLIC PARTICIPATION, WHICH THEY AGREE IS BOTH DESIRABLE AND ESSENTIAL, COULD BE MET THROUGH THE AGENCY OF THIS NEW ADVISORY BOARD. TO THIS END, TERMS OF REFERENCE FOR THE ADVISORY BOARD, AS OUTLINED ABOVE, SPECIFICALLY REQUEST IT TO CONSIDER PRACTICABLE MEANS TO IMPROVE PUBLIC AWARENESS OF THE REALITIES OF GREAT LAKES SUPPLIES, LEVELS AND FLOWS, AND INVOLVEMENT IN THE RELATED WORK OF THE COMMISSION.

THE GOVERNMENTS EXTEND THE CUSTOMARY ASSURANCES REGARDING UNCLASSIFIED

PAGE 05 STATE 065929

SUPPORT AND FUNDING AS PROVIDED IN THE REFERENCES SUBMITTED
ON FEBRUARY 21 TO THE ACTIVITY CONTEMPLATED BY THIS
REFERENCE.

AN IDENTICAL LETTER IS BEING SENT TO THE UNITED STATES
SECTION OF THE COMMISSION BY THE UNITED STATES DEPARTMENT
OF STATE. END TEXT

3. EMBASSY SHOULD MAKE THE FOLLOWING POINTS UPON
DELIVERY:

--WE HAVE ATTEMPTED TO FOLLOW CLOSELY THE LANGUAGE CON-
TAINED IN THE RECENT CANADIAN DRAFT, HOWEVER, WE HAVE
AMENDED THE DRAFT TO INDICATE THAT THIS IS A REFERENCE
UNDER ARTICLE IX.

--WE ARE STILL HOPEFUL OF HAVING A LETTER BEFORE THE
COMMISSION PRIOR TO THE SEMI-ANNUAL MEETING EARLY IN
APRIL AND WILL BE PREPARED TO CONSIDER ANY SUGGESTED

REVISIONS FROM THE GOC ON AN URGENT BASIS.

--WE HAVE DELETED THE REFERENCE TO TO SHORELINE EROSION
STUDIES IN THE CANADIAN DRAFT AS THIS IS TO BE COVERED
MORE FULLY IN A SEPARATE LETTER AS NOTED IN OUR FEBRUARY
21 LETTER TO THE IJC.

VANCE

UNCLASSIFIED

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 22-Sep-1999 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REPORTS, REGULATIONS, INLAND WATERWAYS
Control Number: n/a
Copy: SINGLE
Sent Date: 24-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE065929
Document Source: ADS
Document Unique ID: 00
Drafter: EUR/CAN:KKJONIETZ:L/EUR:KSGUDGEON:ED
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Expiration:
Film Number: D770101-1171
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t197703111/baaaevnd.tel
Line Count: 194
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Message ID: 85a501b0-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EUR
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 19-Oct-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2965247
Secure: OPEN
Status: NATIVE
Subject: FURTHER REGULATION OF THE GREAT LAKES: ADVISORY BOARD TERMS OF REFERENCE
TAGS: SENV, CA, US, IJC
To: OTTAWA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/85a501b0-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009